

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



**FISCAL NOTE**

**SB 289 - HB 1518**

March 6, 2021

**SUMMARY OF BILL:** Requires the clerk of each court with criminal jurisdiction to submit a monthly report to the Administrative Office of the Courts (AOC) including outlined information. Requires the AOC to publish such data on its website and prepare and transmit a summary report of the collected information to the Judiciary Committees of the Senate and the House of Representatives by June 30 of each year. Requires a clerk who fails to submit the required information to pay an administrative fee of \$25 per month for each unreported defendant.

**ESTIMATED FISCAL IMPACT:**

**Increase State Expenditures – \$523,700/FY21-22  
\$190,000/FY22-23 and Subsequent Years**

**Increase Local Expenditures – Exceeds \$1,000,000/  
FY21-22 and Subsequent Years\***

**Assumptions:**

- Based on information provided by AOC, there is no process in place for court clerks to capture and report the data required by the proposed legislation.
- Collection of the data will require the development of an application and upgrades of the current Tennessee Court Information System and result in a one-time increase in state expenditures in FY21-22 estimated to be \$523,658 and a recurring increase in state expenditures in FY22-23 and subsequent years for application maintenance estimated to be \$190,000.
- This analysis assumes clerks of the court will report statistical information in a timely manner and no administrative fees will be collected.
- Based on information provided by criminal court clerks, the required information is not readily accessible to clerks.
- Some counties will require additional personnel or require current personnel to work additional hours to comply with the provisions of this legislation. The mandatory recurring increase in local expenditures for personnel statewide is estimated to exceed \$1,000,000.

*\*Article II, Section 24 of the Tennessee Constitution provides that: no law of general application shall impose increased expenditure requirements on cities or counties unless the General Assembly shall provide that the state share in the cost.*

**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Bojan Savic". The signature is written in a cursive, flowing style.

Bojan Savic, Interim Executive Director

/mj